

1
2
3
4

5 UNITED STATES DISTRICT COURT
6 NORTHERN DISTRICT OF CALIFORNIA

7
8 RICOH CO., LTD.,

No. C-03-4669 MJJ (EMC)

9 Plaintiff,

10 v.

11 AEROFLEX, *et al.*,

12 Defendants.

13 _____ /
14
15
16 **ORDER GRANTING IN PART**
DEFENDANTS' EX PARTE
APPLICATION FOR RETURN OF
INADVERTENTLY PRODUCED
PRIVILEGED MATERIAL AND
GRANTING MOTION FOR LEAVE TO
FILE SUPPLEMENTAL
DECLARATION OF DENISE DEMORY

(Docket Nos. 374, 438)

17 The Court **GRANTS IN PART** Defendants' *ex parte* application to remove references to
privileged material and return of inadvertently produced privileged material (Docket No. 374).
18 Plaintiff shall return to Defendants all copies of the July 2005 Fink email, identified in Defendants'
19 *ex parte* application, in Plaintiff's control or possession. As Plaintiff's motion for sanctions, and the
20 supporting Brothers Declaration, were filed under seal, the Court finds it unnecessary to require the
21 burden and expense of removing the Fink email from the moving papers in the court docket.
22 Reference to the July 2005 Fink email is disregarded.

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 The Court further **GRANTS** Defendants' motion for leave to file the Supplemental
2 Declaration of Denise M. DeMory in Support of Defendants' Opposition to Ricoh's Motion for
3 Sanctions. Defendants shall electronically file the Supplemental Declaration and accompanying
4 exhibits on the public docket.

5 This order disposes of Docket Nos. 374 and 438.
6

7 IT IS SO ORDERED.
8

9 Dated: April 20, 2006
10



EDWARD M. CHEN
United States Magistrate Judge